

MINUTES
HOUSE TRANSPORTATION & DEFENSE COMMITTEE
DIXON SUBCOMMITTEE
Idaho Transportation Department Rules

DATE: Wednesday, January 20, 2016
TIME: Upon Adjournment of the Full Committee
PLACE: Room EW40
MEMBERS: Chairman Dixon, Representatives Shepherd, Kauffman, Harris, Rudolph
**ABSENT/
EXCUSED:** None
GUESTS: Matthew Reiber, Intern, Reymundo Rodriguez, Idaho Transportation Department, Ramon Hobdey-Sanchez, Idaho Transportation Department, Kevin Hanigan, IADA, and Amy Smith, Idaho Transportation Department

Chairman Dixon called the meeting to order 1:38 p.m.

**DOCKET NO.:
39-0203-1501** **Amy Smith**, Vehicle Services Manager, presented **Docket No. 39-0203-1501**, Rules Governing Vehicle Dealer's Principal Place of Business starts on page 26, Section 6 of the Administrative Rules. This Rule removes the minimum number of hours that a licensed dealer or wholesale dealer must be opened for licensing purposes. In addition, the Rule will still require the dealer to report business hours to the Idaho Transportation Department on the Dealer's License Application. This Rule proposal will allow the Idaho Transportation Department to be in compliance with the Idaho Code 49-117.

MOTION: **Rep. Harris** made a motion to recommend approval of **Docket No. 39-0203-1501** to the full committee. **Motion carried by voice vote.**

**DOCKET NO.
39-0222-1501:** **Reymundo Rodriguez**, Motor Carrier Services Manager, presented **Docket No. 39-0222-1501**, Rules Governing Registration and Permit Fee Administration starts on page 29 of the Administrative Rules. This Rule proposal utilizes the new system by allowing customers to access an escrow account. This Rule proposal has five modifications; 1) accordance with Section 49-439 (7) of the Idaho Code, 2) refund funds for temporary permits and registration fees, if eligible, 3) eliminate delinquent billing before credentials are sent, 4) implement the new point-of-sale system, and 5) accounts owed to the Department will possibly be sent to a Collection Agency. The Idaho Transportation Department approved these modifications and the Trucking Advisory Council supports this Rule change.

MOTION: **Rep. Rudolph** made a motion to recommend approval of **Docket No. 39-0222-1501** to the full committee. **Motion carried by voice vote.**

**DOCKET NO.
39-0226-1501:** **Reymundo Rodriguez**, Motor Carrier Services Manager, presented **Docket No. 39-0226-1501**, Rules Governing Temporary Vehicle Clearance for Carriers starts on pages 3 and the modifications are on page 6 of the Administrative Rules. The purpose of the Rule proposal is in compliance with the Idaho Code 49-202(m) with Administrative Rules. The Rule amended 49-202(m), Idaho Code which clarified the fees Idaho Transportation Department (ITD) can collect. The Idaho Code, Section 49-202(m), has been amended as follows: "For issuing letters of temporary vehicle clearance to Idaho-based motor carrier" from 10 dollars to 18 dollars. The Idaho Transportation Department approved these modifications and the Trucking Advisory Council supports this Rule.

- MOTION:** **Rep. Kauffman** made a motion to recommend approval of **Docket No. 39-0226-1501** to the full committee. **Motion carried by voice vote.**
- DOCKET NO. 39-0301-1501:** **Reymundo Rodriguez**, Motor Carrier Services Manager, presented **Docket No. 39-0301-1501**, Rules Governing Definitions Regarding Overlegal Permits covered in pages 35-40 of the Administrative Rules. This Rule proposal provides the definition of excess weight and changes the rule to the steer axles tire limit restrictions to be compliant with **H 70**. This Rule allows more flexibility in the amount of weight carried on the steer axles only. In addition, this Rule limits the steer axle weight to manufacturer's load rating per tire or load rating of the axle or 20,000 pounds per axle whichever is less. The Idaho Transportation Department approved these modifications and the Trucking Advisory Council supports this Rule change.
- MOTION:** **Rep. Harris** made a motion to recommend approval of **Docket No. 39-0301-1501** to the full committee. **Motion carried by voice vote.**
- DOCKET NO. 39-0313-1501:** **Reymundo Rodriguez**, Motor Carrier Services Manager, presented **Docket No. 39-0313-1501** pertaining to Rules Governing Overweight Permits covered in pages 41-45 of the Administrative Rules. This Rule proposal is necessary for Idaho Transportation Department to provide the guidelines set in bridge analysis is antiquated and inadequate. The bridge analysis is required to ensure the safety of the public community and protects our infrastructure. The Idaho Transportation Department approved these modifications and the Trucking Advisory Council supports this Rule change.
- MOTION:** **Rep. Kauffman** made a motion to recommend approval of **Docket No. 39-0313-1501** to the full committee. **Motion carried by voice vote.**
- DOCKET NO. 39-0316-1501:** **Reymundo Rodriguez**, Motor Carrier Services Manager, presented **Docket No. 39-0316-1501**, Rules Governing Oversize Permits for Non-Reducible Vehicles and/or Loads starts on page 46 and ends on page 49 of the Administrative Rules. The purpose of this Rule is to improve efficiency for motor carriers by allowing them to haul more than one non-reducible item on a 53-foot trailer on certain routes. This Rule will clarify sections 100 and 200 and remove redundant language and language pertaining to self-issuance of permits for customer with fee accounts. The Idaho Transportation Department approved the modifications and the Trucking Advisory Council supports this Rule change.
- MOTION:** **Rep. Kauffman** made a motion to recommend approval of **Docket No. 39-0316-1501** to the full committee. **Motion carried by voice vote.**
- DOCKET NO. 39-0317-1501:** **Reymundo Rodriguez**, Motor Carrier Services Manager, presented **Docket No. 39-0317-1501**, Rules Governing Permits for Manufactured Homes, Modular Buildings, and Office Trailers on pages 50-55 in the Administrative Rules. Idaho Transportation Department was approached by industry representatives to request an increase from 14'6 to 16' in load width when transporting manufactured homes, modular buildings, and office trailers along with allowing anyone to purchase an annual permit instead of single trip permit. The purpose of this Rule allows anyone transporting a 16' wide load to purchase an Annual Permit rather than a single permit. The Idaho Transportation Department approved the modifications and the Trucking Advisory Council supports this Rule change.
- MOTION:** **Rep. Kauffman** made a motion to recommend approval of **Docket No. 39-0317-1501** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 39-0319-1501: **Reymundo Rodriguez**, Motor Carrier Services Manager, presented **Docket No. 39-0319-1501**, Rules Governing Annual Overlegal Permits on pages 56 to 60 in the Administrative Rules. Idaho Transportation Department was approached by industry representatives to request transportation loads be increased to 16' width by annual permit rather a single trip permit. The purpose of this Rule proposal is to increase the load width for equipment under an annual oversize permit from 14' 6" to 16' wide for transporting overlegal loads of equipment. The Idaho Transportation Department approved the modifications and the Trucking Advisory Council supports this Rule change.

MOTION: **Rep. Harris** made a motion to recommend approval of **Docket No. 39-0319-1501** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 39-0321-1501: **Reymundo Rodriguez**, Motor Carrier Services Manager, presented **Docket No. 39-0321-1501**, Rules Governing Overlegal Permit Fees on pages 61 to 64 in the Administrative Rules Book. This Rule proposal will remove the option of "fee accounts" for the monthly charges and payments of overlegal permit fees. This Rule proposal will allow Idaho Transportation Department to be consistent with the process under the new cash drawer system. The Idaho Transportation Department approved the modifications and the Trucking Advisory Council supports this Rule change.

MOTION: **Rep. Shepherd** made a motion to recommend approval of **Docket No. 39-0321-1501** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 39-0322-1501: **Reymundo Rodriguez**, Motor Carrier Services Manager, presented **Docket No. 39-0322-1501**, Rules Governing Overlegal Permits for Extra-Length, Excess Weight, and up to 129,000 Pound Vehicle Combinations on pages 65 to 69 in the Administrative Rules. This Rule proposal will adopt the **H 70** so the rules and statutes affecting Idaho Transportation Department will be consistent. The purpose of this Rule proposal puts steer axle tire limitation restrictions to match those now currently under Idaho Code.

MOTION: **Rep. Kauffman** made a motion to recommend approval of **Docket No. 39-0322-1501** to the full committee. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 2:19 pm.

Representative Dixon
Subcommittee Chairman

Vicky Davies
Secretary